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**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

1 In re: CATHODE RAY TUBE (CRT)
2 ANTITRUST LITIGATION

Case No. 07-5944 SC

3 This Document Relates to:

MDL No. 1917

4 **ALL INDIRECT-PURCHASER ACTIONS**

**DECLARATION OF JENNIFER M.
STEWART IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PURSUANT TO CIVIL LOCAL RULES 7-
11 AND 79-5(d)**

5 *Electrograph Sys., Inc., et al. v. Hitachi, Ltd., et
6 al., No. 11-cv-01656;*

7 *Electrograph Sys., Inc., et al. v. Technicolor SA,
8 et al., No. 13-cv-05724;*

9 *Siegel v. Hitachi, Ltd., et al., No. 11-cv-05502;*

10 *Siegel v. Technicolor SA, et al., No. 13-cv-
11 05261;*

12 *Best Buy Co., Inc., et al. v. Hitachi, Ltd., et al.,
13 No. 11-cv-05513;*

14 *Best Buy Co., Inc., et al. v. Technicolor SA, et
15 al., No. 13-cv-05264;*

1 *Target Corp. v. Chunghwa Picture Tubes, Ltd.,*
 et al., No. 11-cv-05514;
 2 *Target Corp. v. Technicolor SA, et al., No. 13-*
 cv-05686;
 3 *Sears, Roebuck & Co., et al. v. Chunghwa*
 Picture Tubes, Ltd., et al., No. 11-cv-05514;
 4 *Sears, Roebuck & Co., et al. v. Technicolor SA,*
 et al., No. 13-cv-05262;
 5 *Interbond Corp. of Am. v. Hitachi, Ltd., et al.,*
 No. 11-cv-06275;
 6 *Interbond Corp. of Am. v. Technicolor SA, et al.,*
 No. 13-cv-05727;
 7 *Office Depot, Inc. v. Hitachi, Ltd., et al., No. 11-*
 cv-06276;
 8 *Office Depot, Inc. v. Technicolor SA, et al., No.*
 13-cv-05726;
 9 *CompuCom Systems, Inc. v. Hitachi, Ltd., et al.,*
 No. 11-cv-06396;
 10 *Costco Wholesale Corp. v. Hitachi, Ltd., et al.,*
 No. 11-cv-06397;
 11 *Costco Wholesale Corp. v. Technicolor SA, et*
 al., No. 13-cv-05723;
 12 *P.C. Richard & Son Long Island Corp., et al. v.*
 Hitachi, Ltd., et al., No. 12-cv-02648;
 13 *P.C. Richard & Son Long Island Corp., et al. v.*
 Technicolor SA, et al., No. 13-cv-05725;
 14 *Schultze Agency Servs., LLC v. Hitachi, Ltd., et*
 al., No. 12-cv-02649;
 15 *Schultze Agency Servs., LLC v. Technicolor SA,*
 et al., No. 13-cv-05668;
 16 *Tech Data Corp., et al. v. Hitachi, Ltd., et al.,*
 No. 13-cv-00157;
 17 *Viewsonic Corp. v. Chunghwa Picture Tubes,*
 Ltd., et al., No. 14-cv-02510;
 18 *Dell Inc., et al. v. Hitachi Ltd. et al., No. 13-*
 cv-02171.

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1 I, Jennifer M. Stewart, declare as follows:

2 1. I am an attorney with Winston & Strawn LLP, attorneys for Defendants
3 Panasonic Corporation of North America, MT Picture Display Co., Ltd., and Panasonic Corporation
4 (f/k/a Matsushita Electric Industrial Co., Ltd.) (collectively, the “Panasonic Defendants”) in these
5 actions. I am a member of the bar of the State of New York and I am admitted to practice before this
6 Court *pro hac vice*. I make this declaration pursuant to Civil Local Rule 79-5(d) in support of
7 Defendants’ Administrative Motion to Seal Documents Pursuant to Civil Local Rules 7-11 and 79-
8 5(d). Except for those matters stated on information and belief, about which I am informed and
9 which I believe to be true, I have personal knowledge of the facts stated herein and, if called as a
10 witness, I could and would competently testify thereto.

11 2. The documents or portions of the documents submitted under seal contain
12 either (a) material designated by the indirect purchaser plaintiffs (“IPPs”) or direct action plaintiffs in
13 the above-captioned actions (“DAPs”) pursuant to the Stipulated Protective Order (Dkt. 306, June
14 18, 2008) as “Confidential” or “Highly Confidential” or (b) analysis of, references to, or information
15 taken directly from material designated by IPPs or DAPs pursuant to the Stipulated Protective Order
16 as “Confidential” or “Highly Confidential.”

17 3. Specifically, Defendants’ Joint Motion for Summary Judgment Based Upon
18 Plaintiffs’ Failure to Distinguish Between Actionable and Non-Actionable Damages Under the
19 FTAIA contains analysis of, references to, or information taken directly from material designated by
20 IPPs and DAPs pursuant to the Stipulated Protective Order as “Confidential” or “Highly
21 Confidential.”

22 4. Exhibit 1 to the Declaration of Jennifer M. Stewart in Support of Defendants’
23 Joint Motion for Summary Judgment Based Upon Plaintiffs’ Failure to Distinguish Between
24 Actionable and Non-Actionable Damages Under the FTAIA (“Stewart Decl.”), excerpts from the
25 October 31, 2014 deposition of Janet S. Netz, consists of material designated by the IPPs pursuant to
26 the Stipulated Protective Order as “Highly Confidential.”

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1 5. Exhibit 2 to the Stewart Declaration, excerpts from the April 15, 2014 Expert
2 Report of Janet S. Netz, consists of material designated by the IPPs pursuant to the Stipulated
3 Protective Order as "Highly Confidential."

4 6. Exhibit 3 to the Stewart Declaration, excerpts from the April 15, 2014 Expert
5 Report of James T. McClave, consists of material designated by the DAPs pursuant to the Stipulated
6 Protective Order as "Highly Confidential."

7 7. Exhibit 4 to the Stewart Declaration, excerpts from the April 15, 2014 Expert
8 Report of Alan S. Frankel regarding the cases captioned *Best Buy Co., Inc., et al. v. Hitachi, Ltd., et*
9 *al.*, No. 11-cv-05513, and *Best Buy Co., Inc., et al. v. Technicolor SA, et al.*, No. 13-cv-05264,
10 consists of material designated by plaintiffs in the aforementioned actions pursuant to the Stipulated
11 Protective Order as "Highly Confidential."

12 8. Exhibit 5 to the Stewart Declaration, excerpts from the transcript of the June
13 27, 2014 deposition of Janet S. Netz, consists of material designated by the IPPs pursuant to the
14 Stipulated Protective Order as "Highly Confidential."

15 9. Exhibit 6 to the Stewart Declaration, excerpts from the transcript of the June
16 25, 2014 deposition of Alan S. Frankel, consists of material designated by the DAPs pursuant to the
17 Stipulated Protective Order as "Highly Confidential."

18 10. Exhibit 7 to the Stewart Declaration, excerpts from the transcript of the June
19 25, 2014 deposition of James T. McClave, consists of material designated by the DAPs pursuant to
20 the Stipulated Protective Order as "Highly Confidential."

21 11. Exhibit 8 to the Stewart Declaration, excerpts from the transcript of the June
22 10, 2014 deposition of Mohan Rao, consists of material designated by Dell Inc. and Dell Products
23 L.P. pursuant to the Stipulated Protective Order as "Highly Confidential."

24 12. Exhibit 9 to the Stewart Declaration, excerpts from the September 26, 2014
25 Reply Report of Mohan Rao to Janusz Ordover, consists of material designated by Dell Inc. and Dell
26 Products L.P. pursuant to the Stipulated Protective Order as "Highly Confidential."

27 I declare under penalty of perjury under the laws of the United States of America that the
28 foregoing is true and correct.

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2 Dated: November 7, 2014
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/s/ *Jennifer M. Stewart*
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16 *of North America, and MT Picture Display*
17 *Co., Ltd.*